



AP13 Rec'd PCT/PTO 04 JAN 2007

PATENT
0501-1162

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Gilles MATHIEU et al.

Application No. 10/584,854

Office of Finance

Filed June 28, 2006

MINIATURE OPTICAL HEAD WITH INTEGRATED SCANNING
FOR PRODUCING A HOMOGENEOUS IMAGE AND CONFOCAL
IMAGING SYSTEM USING SAID HEAD

REQUEST FOR REFUND

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The present 35 USC 371 national stage application was filed in the USPTO on June 28, 2006 and properly claimed small entity status by checking the first box of the second page of the Transmittal Letter to the United States Designated/Elected Office. A photocopy of this Transmittal Letter obtained from the Patent Application Information Retrieval (PAIR) system on the USPTO website is enclosed, and clearly evidences that the first box on page 2 of such Transmittal Letter is clearly checked thereby claiming small entity status.

Nevertheless, the fees calculated and paid mistakenly reflected those fees due for a large entity, namely \$940 (\$900 for the national stage basic, search and examination fees, and \$40 for recording an assignment).

Accordingly, these filing fees included an excess of \$450, which was paid by mistake.



Application No. 10/584,854
Docket No. 0501-1162

It is respectfully requested that the sum of \$150 be promptly credited to counsel's Deposit Account No. 25-0120, pursuant to 37 CFR §1.26(a). In addition, there is submitted herewith a Supplemental Application Data Sheet which correctly reflects that small entity is being claimed.

Respectfully submitted,

YOUNG & THOMPSON

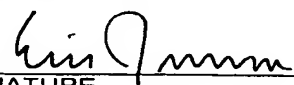
Benoit Castel

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BC/lk

January 4, 2007

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		Attorney Docket No. 0501-1162 U.S. Application No. 10/584854
INTERNATIONAL APPLN. NO. PCT/FR2004/003402	INTERNATIONAL FILING DATE December 29, 2004	PRIORITY DATE CLAIMED December 31, 2003
TITLE OF INVENTION: MINIATURE OPTICAL HEAD WITH INTEGRATED SCANNING FOR PRODUCING A HOMOGENEOUS IMAGE AND CONFOCAL IMAGING SYSTEM USING SAID HEAD		
APPLICANT(S) FOR DO/EO/US: Gilles MATHIEU, Magalie GENET, Bertrand VIELLEROBE and Frédéric BERIER		
Applicant herewith submits to the United States Designated Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. See attached PCT/IB/308. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made, however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) 10. <input type="checkbox"/> A Declaration of Inventorship for purposes of U.S.A. designation pursuant to rule 4.17(iv).)) 11. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 12 to 23 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 12. <input type="checkbox"/> Information Disclosure Statement (IDS) w/PTO-1449 - <input type="checkbox"/> Copy of IDS citations. - <input checked="" type="checkbox"/> PCT/ISA/210 International Search Report included 13. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s)). 14. <input checked="" type="checkbox"/> A preliminary amendment. 15. <input checked="" type="checkbox"/> An Application Data Sheet under 37 C.F.R. 1.76. 16. <input checked="" type="checkbox"/> Itemized Return Receipt Postcard 17. <input checked="" type="checkbox"/> Abstract 18. <input type="checkbox"/> A substitute specification. 19. <input type="checkbox"/> Power of Attorney and Statement under 37 CFR §3.73(b) <ol style="list-style-type: none"> a. <input type="checkbox"/> Newly executed Power of Attorney b. <input type="checkbox"/> A change of Power of Attorney and/or change of address letter. 20. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 21. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 22. <input type="checkbox"/> A second copy of the English language translation of the international application (35 U.S.C. 154(d)(4)). 23. <input type="checkbox"/> Other items or information: _____ 		

U.S. APPLICATION NO. 40/584854		INTERNATIONAL APPLN. NO. PCT/FR2004/003402		ATTORNEY DOCKET NO. 0501-1162	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. <input checked="" type="checkbox"/> The following fees are submitted: <p style="text-align: center;">PCT FEES - NATIONAL STAGE</p>				CALCULATIONS PTO USE ONLY	
<u>Fee Description</u>					
Basic National Stage Fee				\$300.00	
Non ISA/US Search Provided National Stage Search Fee				\$400.00	
<input type="checkbox"/> US was the IPEA And all claims satisfied the provisions of PCT Article 33 (1)-(4) National Stage Examination Fee				\$200.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20- <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (Fee Code 1617/2617)				\$0.00	
National Stage Application size fee each additional 50 sheets in excess of 100 Fee Code 1681/2681		Additional Sheets 19 - 100 = = X <div style="text-align: center;">50</div>		Fee From Below \$125.00 \$0.00	
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE	
Independent Claims Fee Codes 1614 / 2614		1 - 3 =		x \$100.00	\$0.00
Total Claims Fee Codes 1615 / 2615		20 - 20 =		x \$25.00	\$0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable) Fee Code 1616 / 2616				+ \$360.00	\$0.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). Fee Code 1618				\$0.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). (Fee code 8021) <div style="text-align: right;">\$40.00 per property +</div>				\$40.00	
TOTAL FEES ENCLOSED =				\$940.00	
				Amount to be refunded:	\$
				Charged:	\$
<input checked="" type="checkbox"/> A check in the amount of \$940.00 to cover the above fees is attached. <input type="checkbox"/> The Director is hereby authorized to charge indicated fees and credit any overpayment to Deposit Account No. 25-0120 in the name of Young & Thompson. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17.					
SEND ALL CORRESPONDENCE TO: YOUNG & THOMPSON 745 South 23 rd Street Arlington, VA 22202 Telephone: (703) 521-2297 Facsimile: (703) 685-0573			 SIGNATURE		
Y&T Customer No. 00466 EJ/yr			Eric Jensen, Reg. No. 37,855 NAME, REGISTRATION NUMBER		
			June 28, 2006 DATE		

Supplemental Application Data Sheet

Application Information

Application Type::	National Stage
Subject Matter::	Utility
Suggested Classification::	
Suggested Group Art Unit::	
CD-ROM or CD-R?::	None
Number of CD disks::	
Number of Copies of CDs::	
Sequence Submission?::	None
Computer Readable Form (CRF)::	No
Number of copies of CRF::	0
Title::	MINIATURE OPTICAL HEAD WITH INTEGRATED SCANNING FOR PRODUCING A HOMOGENEOUS IMAGE AND CONFOCAL IMAGING SYSTEM USING SAID HEAD
Attorney Docket Number::	0501-1162
Request for Early Publication?::	No
Request for Non-Publication?::	No
Suggested Drawing Figure::	
Total Drawing Sheets::	3
Small Entity?::	No <u>Yes</u>
Latin Name::	
Variety Denomination Name::	
Petition Included?::	No
Petition Type::	
Licensed US Gov't Agency::	
Contract or Grant Numbers::	
Secrecy Order in Parent Appl.?::	No

Applicant Information

Applicant Authority Type:: Inventor
Primary Citizenship Country:: FRANCE
Status:: Full Capacity
Given Name:: GILLES
Middle Name::
Family Name:: MATHIEU
Name Suffix::
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State or Province of
Residence::
Country of Residence:: FRANCE
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Address::
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State or Province of Mailing Address::
Country of Mailing Address:: FRANCE
Postal or Zip Code of Mailing Address:: F-34400

Applicant Authority Type:: Inventor
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Status:: Full Capacity
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Middle Name::
Family Name:: GENET
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State or Province of
Residence::
Country of Residence:: FRANCE
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City of Mailing Address:: GUYANCOURT

State or Province of Mailing Address::

Country of Mailing Address:: FRANCE

Postal or Zip Code of Mailing Address:: F-78280

Applicant Authority Type:: Inventor

Primary Citizenship Country:: FRANCE

Status:: Full Capacity

Given Name:: BERTRAND

Middle Name::

Family Name:: VIELLEROBE

Name Suffix::

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State or Province of

Residence::

Country of Residence:: FRANCE

Street of Mailing 121, RUE DE FONTENAY

Address::

City of Mailing Address:: NOGENT SUR MARNE

State or Province of Mailing Address::

Country of Mailing Address:: FRANCE

Postal or Zip Code of Mailing Address:: F-94130

Applicant Authority Type:: Inventor

Primary Citizenship Country:: FRANCE

Status:: Full Capacity

Given Name:: FRÉDÉRIC

Middle Name::

Family Name:: BERIER

Name Suffix::

City of Residence:: PLOUARZEL

State or Province of

Residence::

Country of Residence:: FRANCE

Street of Mailing STREAT LAMBOAL RUSCUMUNOC
 Address::
 City of Mailing Address:: PLOUARZEL
 State or Province of Mailing Address::
 Country of Mailing Address:: FRANCE
 Postal or Zip Code of Mailing Address:: F-29810

Correspondence Information

Correspondence Customer 00466
 Number::

Representative Information

Representative Customer	00466
Number::	

Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This application	National Stage of	PCT/FR2004/003402	12/29/04

Foreign Priority Information

Country::	Application Number::	Filing Date::	Priority Claimed::
FRANCE	0315627	12/31/03	Yes

Assignment Information

Assignee Name:: MAUNA KEA TECHNOLOGIES
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State or Province of Mailing Address::
Country of Mailing Address:: FRANCE
Postal or Zip Code of Mailing Address:: F-75010